

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2926-01
Bill No.: HB 1507
Subject: Crimes and Punishment; Licenses-Driver's; Motor Vehicles.
Type: Original
Date: January 30, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
General Revenue	(Minimal)	(Minimal)	(Minimal)
State School Money	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> State Funds	(Minimal)	(Minimal)	(Minimal)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	(Minimal)	(Minimal)	(Minimal)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Courts Administrator, Department of Insurance, Department of Mental Health, Department of Revenue, Department of Public Safety - Division of Highway Patrol and Department of Highway and Transportation** assume there will not be an impact to their respective agencies.

Officials from the **Office of Prosecution Services** assume the cost of this proposal can be absorbed by their agency.

In response to similar legislation from this year, officials of the **Department of Public Safety - Missouri Division of Highway Safety** assumed there would be no direct fiscal impact to their agency as a result of this proposal.

Officials of the **Department of Health and Senior Services (DOH)** estimate that there will be an increase of approximately 7 additional persons over the age of 20 who would incur head or spinal injuries due to not using motorcycle helmets and would be severely disabled or need extended or rehabilitation care and have either no insurance or government insurance. DOH estimates the average cost per client served by the Bureau of Special Health Care (BSHCN) Needs Adult Head Injury Program to be \$5,000 per year. This proposal change is estimated to cost the DOH \$35,000 (7 x \$5,000) annually. The BSHCN provides statewide service coordination and rehabilitative services to survivors of head injury over the age of 21 who meet medical and financial eligibility requirements. Services include evaluation and assessment of needs, assistance in locating and accessing services available through various state agencies, including DOH.

The Head Injury Program also provides rehabilitative services such as functional living rehabilitation, day activity rehabilitation, in-home support, personal care service, pre-vocational/pre-employment training, recreation services, transportation, supported employment, community support services, special instruction, physical therapy, occupational therapy, speech therapy, and psychologist/neuropsychologist evaluation for those who meet 185% of poverty income guidelines. If this bill passes, data indicates an additional seven (7) persons would be eligible for the Head Injury Program. Nothing in the statute or regulation requires the DOH to include these individuals in its Head Injury Program.

In response to similar legislation from this year, officials from the **Department of Social Services, Division of Medical Services (DOS-DMS)** assumed this proposal could result in increased costs to

ASSUMPTION (continued)

the Medicaid Program. Based on DOH's assumptions, DOS-DMS estimates that an additional eight uninsured people would become head-injury cases and seek rehabilitative services through the state. DOS-DMS also assumes these same eight individuals would qualify for Medicaid as permanently and totally disabled (PTD) clients. The total costs to the Medicaid program could range from \$0 to \$544,936 annually.

Oversight assumes as a result of this proposal, some people over 21 would choose not to wear protective headgear. Accordingly, there may be an increase in injuries or the severity of injuries to motorcyclists not wearing protective headgear which may **indirectly** result in increased costs to the state. Oversight assumes no **direct** fiscal impact to state and local governments from the protective headgear exemption part of this proposal.

Regarding the reduction in the fine allowable from \$25 to \$10, CTS stated they only have information regarding the number of persons who violated the motorcycle helmet law, and who also were charged with more serious crimes, i.e. misdemeanors. CTS states there were only five such offenses in the past year. CTS states their records would not include persons who were fined by the various county or municipal courts for this specific violation, but assumed the actual number of offenders would not be many.

Oversight assumes the fiscal impact to the local school districts would net to \$0, with the decreased collection of fines and the resulting increase of the school foundation formula distribution from the state.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
GENERAL REVENUE FUND			
<u>Costs</u> - Increased transfers to State School Money Fund	<u>(Minimal)</u>	<u>(Minimal)</u>	<u>(Minimal)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>(Minimal)</u>	<u>(Minimal)</u>	<u>(Minimal)</u>

FISCAL IMPACT - Local Government

FY 2003
(10 Mo.)

FY 2004

FY 2005

SCHOOL DISTRICTS

Reduction in Revenue - Violations of motorcycle helmet law fine ceilings reduced from \$25 to \$10.

(Minimal)

(Minimal)

(Minimal)

Replacement Revenue - Increased distributions from the State School Money Fund

Minimal

Minimal

Minimal

ESTIMATED NET EFFECT ON SCHOOL DISTRICTS

\$0

\$0

\$0

LOCAL GOVERNMENTS

Reduction in Revenue - Violations of motorcycle helmet law fine ceilings reduced from \$25 to \$10.

(Minimal)

(Minimal)

(Minimal)

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

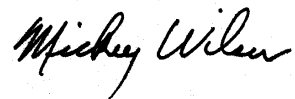
DESCRIPTION

This proposal requires only persons under 21 years of age to wear protective headgear when operating or riding as a passenger on any motorcycle or motortricycle. Currently, all motorcyclists are required to wear protective headgear.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Mental Health
Department of Public Safety
Department of Transportation
Department of Insurance
Department of Revenue
Office of the State Courts Administrator
Office of Prosecution Services
Department of Health and Senior Services
Department of Social Services



Mickey Wilson, CPA
Acting Director
January 30, 2002